



## **NOTICE TO BIDDERS**

Notice is hereby given that sealed proposals will be received by the City Clerk of the City of Morgan Hill, located at 17555 PEAK AVENUE, MORGAN HILL, CALIFORNIA, until 11:00 a.m. on Tuesday, November 3, 2009, for furnishing all labor, equipment, materials, and other items necessary to do the

### **Route 101/Tennant Avenue Interchange Improvements**

**located in the City of Morgan Hill.**

The scope of the work for this project consists of constructing a new loop on-ramp from eastbound Tennant Avenue to northbound Route 101 in the southeast quadrant, including a HOV bypass lane and ramp metering infrastructure, and an auxiliary lane to merge the two northbound on-ramps to a single lane, before merging onto the mainline. Also a new two lane overcrossing bridge structure over Route 101 adjacent to the south side of, but separate from, the existing Tennant Avenue Overcrossing.

The time limit for the completion of the work is **270 working days** and liquidated damages will be **\$1,000.00 per working day**. All contractors submitting bids must have a valid contractor's license valid as of the date of bid opening; for this project a **Class A** contractor's license is required.

**The entire bid package, which is printed on colored paper, must be submitted with the bid. Envelopes and priority mail packages must be clearly marked on the outside as follows: "BID OPENING - Tuesday, November 3, 2009 11:00AM, CITY CLERK'S OFFICE".**

All bids will be compared on the basis of the price for the work to be done.

**A pre-bid conference will be held on Tuesday, October 20, 2009 at 10:00 a.m. at the City of Morgan Hill's Development Services Center Conference Room, 17575 Peak Avenue, Morgan Hill, California.**

Attention of bidders is called to the fact that effective January 1, 1977, the Director of the State Department of Industrial Relations is required to determine the general prevailing rate of minimum wages to be paid to the various craftsmen and laborers required to construct said improvements. The City Council is cognizant of the prevailing rate of per diem rates and the general prevailing rate for holiday and overtime work in the locality in which the public work is to be performed for each craft, classification or type of workman needed to execute this contract and has made this information a part of the Specifications and Contract for said work by reference thereto.

Attention of bidders is further called to the fact that, pursuant to the Davis-Bacon Act, as amended (40 USC 276A-276A-7), the Secretary of Labor has also determined the prevailing wage rates for laborers and mechanics employed by the contractor or subcontractor on similar construction in the locality. This information has also been made a part of the Specifications and Contract for this work by reference thereto. The Contractor shall be responsible for payment of the higher of the Federal or State rate by trade.

Each bid must conform to and be responsible to the invitation, the Drawings and Specifications and all documents comprising the pertinent Contract Documents. Copies of the Contract Documents are now on file and open to public inspection in the PUBLIC WORKS DEPARTMENT of the City of Morgan Hill, Development Services Center, 17575 PEAK AVENUE, MORGAN HILL, CALIFORNIA, (408) 778-6480, where they may be obtained for a refundable sum of \$50 for each hard copy set, or a non-refundable sum of \$10 for each electronic set on CD. An additional non-refundable postage charge of \$10 will be assessed for those who request hard copies of the Plans and Specifications mailed to them. Bidders have **10** working days after the bid opening date in which to return the plans and specifications to the PUBLIC WORKS DEPARTMENT in order to receive a refund.

The City Council reserves the right to reject any or all bids and to determine which proposal is, in its judgment, the most responsive bid of a responsible bidder and which proposal should be accepted in the best interest of the City Council. The City Council also reserves the right to waive any informalities in any proposal or bid.

Proposals received after the time announced for the opening will not be considered. No bidder may withdraw his bid after the time announced for the opening, or before the award and execution of the contract, unless the award is delayed for a period exceeding forty-five (45) days. No faxed proposals will be accepted.

Bid results may be obtained from the PUBLIC WORKS DEPARTMENT at (408) 778-6480.

Bidders on this work will be required to comply with the President's Executive Order No. 11246 and with all other applicable governmental requirements including, but not limited to, affirmative action programs and other equal employment actions and prevailing wage rates as explained in the Specifications.

To be eligible for award of contract for this project, bidders must qualify under "Bid Conditions, Affirmative Action Requirements, Equal Employment Opportunity."

Dated: September 23, 2009.

Publish Date: 9/29/09  
10/09/09

/s/ Tina McVay  
Tina McVay  
Deputy City Clerk